

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION FORMAL COMPLAINT

Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, Illinois 62701

For Commission Use Only:
Case: 07-0473

ORIGINAL

Regarding a complaint by (Person making the complaint): Crown Commercial Real Estate and Developments, Inc.
Against (Utility name): Com Edison
As to (Reason for complaint) See attached Complaint

in _____ Illinois.

TO THE ILLINOIS COMMERCE COMMISSION, SPRINGFIELD, ILLINOIS:

My mailing address is 620 Butternut Trail, Frankfort, IL 60423
The service address that I am complaining about is 3939 West Ogden Ave., Chicago, IL 60623
My home telephone is [815] 464-6661
Between 8:30 A.M. and 5:00 P.M. weekdays, I can be reached at [815] 464-6661
My e-mail address is scott@crowproperties.net I will accept documents by electronic means (e-mail) ☒ Yes ☐ No

(Full name of utility company) Commonwealth Edison (respondent) is a public utility and is subject to the provisions of the Illinois Public Utilities Act.

In the space below, list the specific section of the law, Commission rule(s), or utility tariffs that you think is involved with your complaint.

Sections 1-102, 1-102(d) and 8-1-01 of the Public Utility Act.

Have you contacted the Consumer Services Division of the Illinois Commerce Commission about your complaint?

☒ Yes ☐ No

Has your complaint filed with that office been closed?

☒ Yes ☐ No

Please state your complaint briefly. Number each of the paragraphs. Please include time period and dollar amounts involved with your complaint. Use an extra sheet of paper if needed. *See attached Complaint*

Please clearly state what you want the Commission to do in this case: *Issue an order that Crown Commercial not have to pay any portion of the \$8,445.96 as billed by Commonwealth Edison.*

NOTICE: If personal information (such as a social security number or a bank account number) is contained in this complaint form or provided later in this proceeding, you should submit both a public copy **and** a confidential copy of the document. Any personal information contained in the public copy should be obscured or removed from the document prior to its submission to the Chief Clerk's office. Any personal information contained in the confidential copy should remain legible. If personal information is provided in your public copy, be advised that it will be available on the internet through the Commission's e-Docket website. The confidential copy of any filing you make, however, will only be available to Commission employees. If you file both a public and confidential version of a document, clearly mark them as such.

Today's Date: *September 4, 2007*
(Month, day, year)

Complainant's Signature: *Crown Commercial Real Estate and Development, Inc. by Scott J. Linn, its attorney*

If an attorney will represent you, please give the attorney's name, address, telephone number, and e-mail address.

When you finish filling out this complaint form, you need to file the original with the Commission's Chief Clerk. When filing the original complaint, be sure to include one copy of the original complaint for each utility company complained about (referred to as respondents).

VERIFICATION

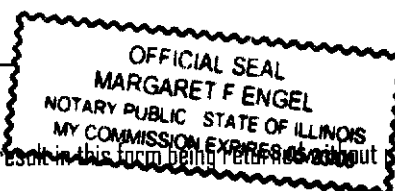
A notary public must witness the completion of this part of the form.

Scott J. Linn, its attorney for
I, *Crown Commercial Real Estate*, Complainant, first being duly sworn, say that I have read the above petition and know what it says. The contents of this petition are true to the best of my knowledge.

Crown Commercial Real Estate and Development, Inc. by Scott J. Linn, its attorney
Complainant's Signature

Subscribed and sworn/affirmed to before me on (month, day, year) *September 4, 2007*

Margaret F. Engel
Signature, Notary Public, Illinois



(NOTARY SEAL)

NOTE: Failure to answer all of the questions on this form may result in this form being returned without processing.

COMPLAINT

- (1) Crown Commercial is contesting: (a) Commonwealth Edison's contention that Crown owes it \$8,445.98, including late charges, for electric service allegedly provided from April 2, 2005 through April 2, 2007 for the property located at 3939 West Ogden Ave, Unit Bldg, Parking Lot, Chicago, Illinois; and (b) Commonwealth Edison's demand that Crown pay this amount in full in one lump sum (See enclosed bill as Exhibit "A"). At no time during this period did Commonwealth Edison provide Crown with a bill for electric service. In April, 2007 Commonwealth Edison first provided Crown with a bill requesting that Crown pay the entire foregoing amount in one lump sum.
- (2) Crown submits that the actions of Commonwealth Edison are in violation of Sections 1-102, 1-102(d) and 8-1-01 of the Public Utility Act. The preamble to Section 1-102 and the language of 1-102 (d) states as follows in pertinent part:

"Section 1-102: Findings and Intent. The General Assembly finds that the health, welfare and prosperity of all Illinois citizens require the provision of adequate,...reliable...and least-cost public utility services...and which are equitable to all citizens..." It is therefore declared to be the policy of the State that public utilities shall continue to be regulated effectively and comprehensively. It is further declared that the goals and objectives of such regulation shall be to insure

...

(d) "Equity: the fair treatment of consumers...in order that (viii) the rates for utility services are affordable..." (Emphasis added).

The duties of public utilities are set forth in Section 8-101 which states in pertinent part as follows:

"Section 8-101. Duties of public utilities; ...A public utility shall furnish, provide and maintain such service instrumentalities, equipment and facilities as shall promote the safety, health, comfort and convenience of its...public and as shall be in all respects...just and reasonable..." (Emphasis added).

- (3) Crown submits that the actions of Commonwealth Edison in requesting: (a) payment of the \$8,445.98; and (b) payment in full of this amount in one lump sum, are in violation of the sections of the Public Utility Act as listed in Paragraph 2 above because such actions are inequitable, unjust, unreasonable and will place an unfair financial burden on Crown.